1	JOSEPH P. RUSSONIELLO (CABN 44332) United States Attorney
2	BRIAN J. STRETCH (CABN 163973) Chief, Criminal Division
4 5	WENDY THOMAS (NYBN 4315420) Special Assistant United States Attorney  450 Golden Gate Avenue
6 7 8	San Francisco, California 94102 Telephone: (415) 436-6809 Facsimile: (415) 436-7234 E-Mail: wendy.thomas@usdoj.gov
9	Attorneys for United States of America
10	UNITED STATES DISTRICT COURT
11	NORTHERN DISTRICT OF CALIFORNIA
12	SAN FRANCISCO DIVISION
13	UNITED STATES OF AMERICA, Criminal No. CR 07-0094 MAG
14	Plaintiff,
15	) [ <del>PROPOSED</del> ] ORDER AND v. ) STIPULATION EXCLUDING TIME
16	v. ) STIPULATION EXCLUDING TIME ) FROM MARCH 28, 2008 TO APRIL 18, 2008
17	Defendant.
18	
19	
20	The parties appeared before the Honorable Joseph C. Spero on March 28, 2008.
21	With the agreement of counsel for both parties, the Court found and held as follows:
22	1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. §
23	3161(b), from March 28, 2008 to April 18, 2008, in light of the need for defense counsel to
24	obtain and review discovery. Failure to grant the requested continuance would unreasonably
25	deny defense counsel reasonable time necessary for effective preparation, taking into account the
26	exercise of due diligence and the need for counsel to review the discovery with the defendant.
27	exercise of due diffigured and the field for counsel to review the discovery with the defendant.
28	[ <del>PROPOSED</del> [ ORDER AND STIPULATION EXCLUDING TIME CR 07-0094 MAG

- 2. Given these circumstances, the Court found that the ends of justice served by excluding the period from March 28, 2008 to April 18, 2008, outweigh the best interest of the public and the defendant in a speedy trial. <u>Id.</u> § 3161(h)(8)(A).
- 3. Accordingly, and with the consent of the defendant, the Court ordered that the period from March 28, 2008 to April 18, 2008, be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

IT IS SO STIPULATED.

DATED: 4/14/08 /s/

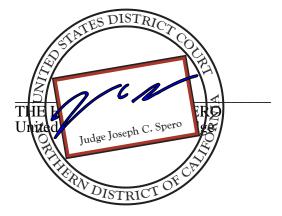
RON TYLER
Counsel for Shaun C. Bates

DATED: 3/31/08 \_\_\_\_\_\_

WENDY THOMAS Special Assistant U.S. Attorney

IT IS SO ORDERED.

DATED: April 16, 2008



[PROPOSED] ORDER AND STIPULATION EXCLUDING TIME CR 07-0094 MAG